

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

JOHN T. BOUCHARD, ON BEHALF
OF HIMSELF AND ALL OTHERS
SIMILARLY SITUATED

Plaintiff,

v.

DXP ENTERPRISES, INC.,

Defendant.

§
§
§
§
§
§
§
§
§
§
§

CIVIL NO. 5:14-cv-01089-OLG

**DEFENDANT DXP ENTERPRISES, INC.'S
UNOPPOSED MOTION TO SUBSTITUTE COUNSEL**

NOW COMES Defendant DXP Enterprises, Inc. ("DXP") and files this its Unopposed Motion to Substitute Counsel, and would respectfully show the Court as follows:

1. DXP respectfully requests that this Court permit M. Carter Crow, with the law firm of Fulbright & Jaworski, LLP, to withdraw as lead counsel of record for DXP and that Mario A. Barrera, with the law firm of Fulbright & Jaworski, LLP, be substituted as lead counsel of record and Stephen J. Romero as associate counsel of record.

2. This motion is not made for purposes of delay, but to protect the interest of all parties to the suit and to ensure that justice may be done.

WHEREFORE Defendant DXP Enterprises, Inc. prays that the Court grant this motion and all other just relief.

Respectfully submitted,

FULBRIGHT & JAWORSKI LLP

By: /s/ Mario A. Barrera

M. Carter Crow

State Bar No. 05156500

carter.crow@nortonrosefulbright.com

1301 McKinney, Suite 5100

Houston, Texas 77010-3095

Telephone: (713) 651-5151

Telecopier: (713) 651-5246

Mario A. Barrera

State Bar No. 01805915

mario.barrera@nortonrosefulbright.com

300 Convent Street, Suite 2100

San Antonio, Texas 78205

Telephone: (210) 224-5575

Telecopier: (210) 270-7205

Attorneys for Defendant

DXP Enterprises, Inc.

CERTIFICATE OF CONFERENCE

Pursuant to Western District of Texas, Local Rule CV-7(h), counsel for Defendant conferred with opposing counsel on December 19, 2014. Counsel for Plaintiff does not oppose this Motion.

/s/ Mario A. Barrera

Mario A. Barrera

CERTIFICATE OF SERVICE

I hereby certify that on this 19th day of December, 2014, I electronically filed the foregoing instrument with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following counsel of record:

Lawrence Morales II
Allison Sarah Hartry
The Morales Firm, PC
115 E. Travis, Suite 1530
San Antonio, TX 78205

/s/ Mario A. Barrera
Mario A. Barrera

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

JOHN T. BOUCHARD, ON BEHALF
OF HIMSELF AND ALL OTHERS
SIMILARLY SITUATED

Plaintiff,

v.

DXP ENTERPRISES, INC.,

Defendant.

§
§
§
§
§
§
§
§
§
§
§

CIVIL NO. 5:14-cv-01089-OLG

ORDER GRANTING UNOPPOSED MOTION TO SUBSTITUTE COUNSEL

On this day came on to be heard Defendant DXP Enterprises, Inc.'s Unopposed Motion to Substitute Counsel. After reviewing the pleadings, the Court is of the opinion that said Motion should be GRANTED.

IT IS THEREFORE ORDERED that Mario A. Barrera of Fulbright & Jaworski LLP be designated as lead counsel for Defendant DXP Enterprises, Inc. It is further ordered that Stephen J. Romero of Fulbright & Jaworski LLP be designated as associate counsel for Defendant DXP Enterprises, Inc. and that M. Carter Crow is granted leave to withdraw as counsel for Defendant DXP Enterprises, Inc.

SIGNED this _____ day of _____, 20____.

UNITED STATES DISTRICT JUDGE